

Remarks

Claims 12-40 are currently pending in the Application.

Allowable Claims

Applicants acknowledge with gratitude the Examiner's indication of allowability as to Claims 15-23 and 25-40.

Telephone conference

Applicants thank the Examiner for the many courtesies extended during the telephone conference held on May 15, 2006. During the telephone conference the Examiner has indicated that the "GPS satellites" and "GPS platforms" as recited in Claim 12 are disclosed by Bruno's (U.S. Patent No. 6,538,601) satellites "S1-S4."

35 U.S.C. §102(e) rejection

Claim 12 stands rejected under 35 U.S.C. §102(e) as being anticipated by Bruno (U.S. Patent No. 6,538,601). Applicants respectfully disagree.

The Examiner is reminded that "[a] claim is anticipated only if each and every element as set forth in the claim is found, either expressly or inherently described, in a single prior art reference." MPEP 2131 quoting *Verdegaal Bros. V. Union Oil Co, of California*, 814 F.2d 628, 631, 2 USPQ2d 1051, 1053 (Fed. Cir. 1987). The Examiner is also reminded that "[the] identical invention must be shown in as complete detail as is contained in the ... claim." MPEP 2131 quoting *Richardson v. Suzuki Motor Co.*, 868 F.2d 1226, 1236, 9 USPQ2d 1913, 1920 (Fed. Cir. 1989). Applicants submit that the Examiner has not shown that Bruno teaches each and every element as set forth in the rejected claims. In particular:

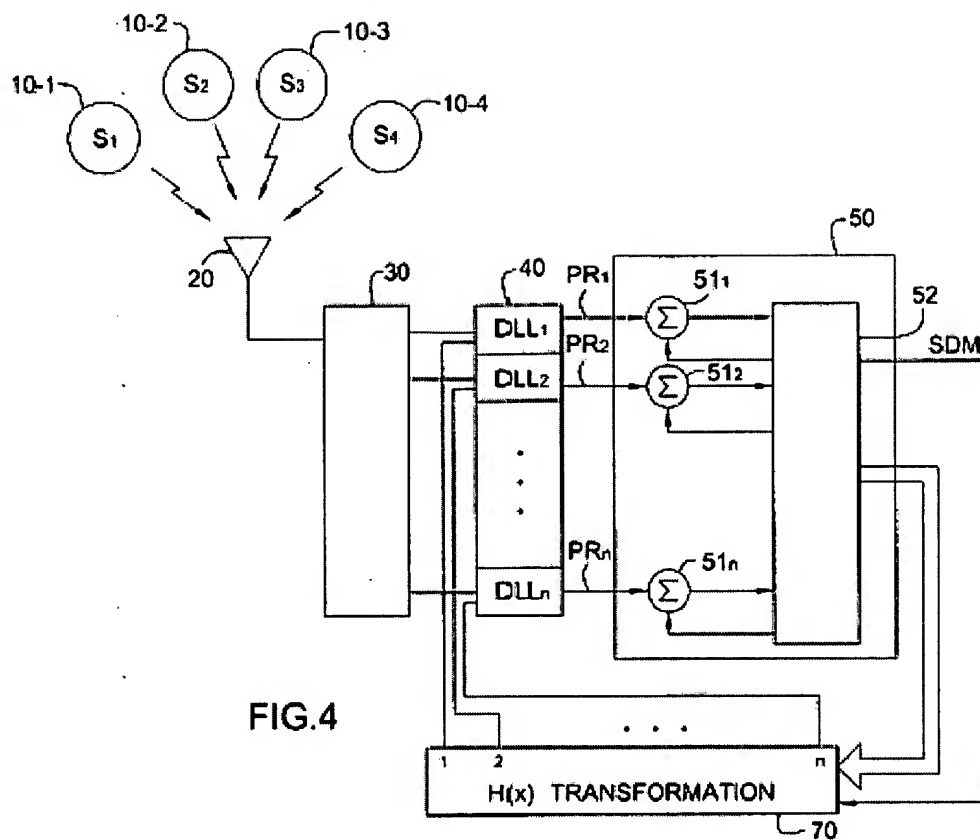
Claim 12

Applicants submit that the Examiner has not shown that Bruno discloses, suggests or teaches, *inter alia*, the following features recited by Claim 12 of the present application:

“a plurality of GPS satellites each transmitting a GPS signal... a plurality of airborne GPS platforms, each **GPS platform including a GPS receiver for receiving GPS signals from a number of visible GPS satellites**, each airborne platform also including a GPS transmitter for transmitting its own GPS signal, the GPS signals being transmitted from the plurality of airborne GPS platforms being differentiated from the GPS signals transmitted by the visible GPS satellites” (emphasis added)

Although the Examiner does not explicitly state in the Office Action where Bruno allegedly discloses a “plurality of airborne GPS platforms” as recited in Claim 12, during the telephone conference on May 15, 2006 the Examiner has indicated that the “plurality of airborne GPS platforms” and the “plurality of GPS satellites” as recited in Claim 12 are disclosed by Bruno’s satellites “S1-S4.” Applicant respectfully traverses the Examiner’s assertion.

According to Bruno’s Figure 4 reproduced below, the satellites “S1-S4” transmit to mobile unit’s antenna “20,” **not** to each other. Because satellites “S1-S4” do not transmit to each other, Bruno does not teach, disclose or suggest “**GPS platform including a GPS receiver for receiving GPS signals from a number of visible GPS satellites**” (emphasis added) as recited in Claim 12.



Hence, Claim 12 is patentable over Bruno and should be allowed by the Examiner.

If the Examiner does not agree with Applicants' interpretation of Bruno, the Examiner is encouraged to comply with 37 C.F.R. §1.104(c)(2) by designating "as nearly as practicable" where Bruno discloses "GPS platform including a GPS receiver for receiving GPS signals from a number of visible GPS satellites" as recited in Claim 12.

35 U.S.C. §103(a) Rejection

Claims 13-14 and 24 stand rejected under 35 U.S.C. §103(a) as being obvious in view of Bruno and further in view of Sreenivas (U.S. Patent No. 5,821,908).

Applicants submit that Claims 13-14 and 24, at least based on their dependency on Claim 12, are believed to be patentable over Bruno and Sreenivas, because there is no prima

facie 35 USC 103(a) case based on Bruno, as shown above, and because the Examiner has not shown where Sreenivas discloses, teaches or suggests the features not found in Bruno.

The Examiner is encouraged to contact the undersigned to discuss any other issues requiring resolution.

Conclusion

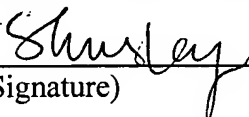
In view of the above, reconsideration and allowance of all the claims are respectfully solicited.

The Commissioner is authorized to charge any additional fees which may be required or credit overpayment to deposit account no. 12-0415. In particular, if this response is not timely filed, then the Commissioner is authorized to treat this response as including a petition to extend the time period pursuant to 37 CFR 1.136 (a) requesting an extension of time of the number of months necessary to make this response timely filed and the petition fee due in connection therewith may be charged to deposit account no. 12-0415.

I hereby certify that this correspondence is being deposited with the United States Post Office with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents POB 1450, Alexandria, VA 22313-1450 on

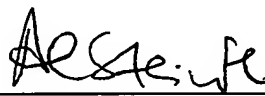
June 19, 2006
(Date of Deposit)

Shannon Tinsley
(Name of Person Signing)


(Signature)

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